

1 Martha G. Bronitsky
2 Chapter 13 Standing Trustee
3 6140 Stoneridge Mall Rd #250
Pleasanton, CA 94588-4588
(925) 621-1900

4 Trustee for Debtor(s)

5
6 UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
7

8 In Re

Mario Roberto Juarez

Chapter 13 Case Number:
13-40355-RLE13

9 Debtor(s)

10 **MOTION TO DISMISS CHAPTER 13 CASE FOR FAILURE TO MAKE PLAN
PAYMENTS**

11 **TO THE DEBTOR(S): YOU ARE BEHIND ON YOUR CHAPTER 13 PAYMENTS AND YOUR
CASE WILL BE DISMISSED UNLESS YOUR DEFAULT IS CURED! YOU MUST TAKE
ACTION WITHIN 21 DAYS OF THE DATE LISTED BELOW!**

14 **YOU ARE HEREBY NOTIFIED** that the Chapter 13 Trustee's records show that you have not made all
15 the payments required by your confirmed Chapter 13 Plan.

16 **1. YOU ARE IN DEFAULT UNDER YOUR CHAPTER 13 PLAN.**

17 As of October 31, 2013 you should have paid a total of \$29,540.00 to the Chapter 13 Trustee.

18 According to the Trustee's records, you are in default in the amount of \$7020.00 . The default amount
19 includes the current's month payment. The default amount does not include any payments which have been
20 suspended. Suspended payments may not bind creditors. Payments must be current until this Motion is
21 resolved.

22 2. In order to continue to receive protection of the United States Bankruptcy Court:

23 a. **YOU MUST** bring the case current by paying in certified funds to the Trustee in the amount of
24 \$7,020.00 within 21 days of the date of this notice; OR

25 b. **YOU MUST** meet and confer with the Trustee by contacting the Client Services Department AND
26 sign a Stipulation (agreement) describing how you will cure default in a manner which is acceptable to the
27 Trustee. Such meeting shall be held at the office of the Trustee, at the address listed above, and shall be by
28

1 appointment only; OR
2
3 c. **YOU MUST** contact your attorney immediately. Your attorney may apply to modify the plan or
advise you of any other legal options. This must be done within 21 days of this notice.
4
5 3. Unless you pay the default amount, stipulate to cure the default or file an Application to Modify plan, as
provided in paragraph 2 above, twenty-one (21) days from the date of this notice, **YOUR CASE SHALL**
6 BE IMMEDIATELY DISMISSED WITHOUT ANY FURTHER NOTICE OR HEARING.

7 Dated: October 31, 2013

/s/ Martha G. Bronitsky

8 Signature of Martha G. Bronitsky
9 Chapter 13 Standing Trustee

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

In re
Mario Roberto Juarez

Chapter 13 Case No.
13-40355-RLE13

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served a copy of the within and foregoing document on the debtor (s), counsel for debtor (s), and if applicable, the creditor, creditor representatives and the registered agent for the creditor by depositing it in the United States mail with first class postage attached thereto.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Mario Roberto Juarez
1241 High Street
Oakland, CA 94601

Sally J Elkington Atty
409 - 13Th Street 10Th Fl
Oakland,CA 94612

(Debtor(s))

(Counsel for Debtor)

Date: October 31, 2013

/s/ CHRISTIE ACOSTA

CHRISTIE ACOSTA